



**Town of Arlington, Massachusetts**  
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## Minutes 09/30/2013

### TOWN OF ARLINGTON BOARD OF SELECTMEN

Meeting Minutes

Monday, September 30, 2013

7:15 p.m.

Present: Mr. Dunn, Chair, Mrs. Mahon, Vice Chair, Steven Byrne, and Mr. Curro

Also present: Mr. Chapdelaine and Mrs. Krepelka

#### FOR APPROVAL

1. CONSENT AGENDA (one vote required for approval of all items)
  - a. Minutes of Meetings: September 9, 2013
  - b. Request: Contractor/Drainlayer License  
McCarty Associates, Inc., 42 Jungle Road, Leominster, MA
  - c. Request: Contractor /Drainlayer License  
M. Ciulla, Inc., 3 Thornton Circle, Middleton, MA
  - d. Approval: Eye Mobile on Street @ 730 Massachusetts Avenue, 10/26/13  
David B. Garrity, Arlington Lions Club
  - e. Request: One Day Beer & Wine License, 10/5 @ Robbins Library Reading Room for the Arlington International Film Festival and Friends of Robbins Library  
Ryan Livergood, Sally Naish, April Ranck and Vicki Rose
  - f. Request: One Day Beer & Wine License, 10/18 @ Robbins Memorial Town Hall  
Auditorium for the 3rd Annual "Out on the Town Gala" to Support the Arlington Youth Counseling Center  
Christine Bongiorno, Arlington HHS Charitable Corp.
  - g. For Approval: Existing Keno Agent, Outside Move from 152 to 148 Mass. Ave.  
Daggs Deli  
Mr. Curro moved approval. SO VOTED (4-0)

2. Introduction: Newly Appointed Animal Control Officer, Amanda Kennedy  
Adam W. Chapdelaine, Town Manager  
Mr. Curro welcomed Amanda Kennedy to Arlington as the newly appointed Animal Control Officer.

3. For Approval: Memorandum of Understanding, Battle Road Scenic Byway: Road to Revolutions  
Clarissa Rowe  
The Memorandum of Understanding is to be signed by the Chair of the Board of Selectmen of each Town, upon a vote of the Board authorizing the Chair to do so, and the Superintendent of the Minute Man National Historical Park.  
Mr. Byrne moved approval. SO VOTED (4-0)

7:15 p.m. Public Hearings

4. Verizon Petition/Bradley Road (private way)  
Elizabeth Kelly, Right of Way Engineer  
(all abutters notified)  
Mr. Arsen Vartigian, 38 Bradley Road, was advised to meet with the Verizon representative to discuss condition of



roadway.

Mrs. Mahon moved receipt of petition.

SO VOTED (4-0)

5. National Grid Petition/Windmill Lane (private way)

Dennis Regan, Permit Representative  
(all abutters notified)

Mr. Byrne moved receipt of petition.

SO VOTED (4-0)

6. Level 3 Communications Petition/Chestnut Street/Medford Street

Michael Wiemer  
(all abutters notified)

The Engineering Division has reviewed the petition by Level 3 Communications for consideration of a Grant of Location for the installation of 500 LF +/- of 4" PVC Conduit as indicated on the provided Engineering Design Plan (System Print #11021).

Mrs. Mahon moved approval subject to all conditions as set forth.

SO VOTED (4-0)

7:30 p.m. Public Hearing

7. Request: Repair to Private Way

Madison Avenue

The Board approved a request from the residents of Madison Avenue to do road repairs on a private way. In a petition presented by resident Silva MacMillan, 25 homeowners supported the repaving with three opposing it. The Town requires a two-thirds vote to authorize mandatory payment to be collected from the homeowners. All residents will be required to pay for a portion of the project beginning with an initial investment of one-third of the price. The remaining balance will be due upon completion, or if they choose, it can be assessed on their tax bill for payment over a five-year period with interest, in Accordance with the M.G.L. Chapter 80, The Betterment Act. Mrs. MacMillan stated she started the petition after years of issues related to the road.

Mrs. Mahon moved approval subject to all conditions as set forth.

SO VOTED (4-0)

8. For Approval: Modification to Board of Survey, Irving Street

Attorney Robert J. Annese

Mr. Byrne moved to table until November 4th.

SO VOTED (4-0)

APPOINTMENTS

9. Appointment: Arlington Cultural Council

Elisabeth Taylor  
(term to expire 09/2016)

Mrs. Mahon moved approval.

SO VOTED (4-0)

10. Appointment: Arlington Preservation Fund

Dianne Schaefer  
(term to expire 9/2016)

Mr. Curro moved approval.

SO VOTED (4-0)

LICENSES & PERMITS

11. Request: Food Vendor License

Kevin E. Foreman Sr., Blind Man Management Inc., d/b/a The Right Spot,  
1389 Massachusetts Avenue

Kevin Foreman appeared before the Board to request a food license permit. Mr. Foreman is legally blind as are the employees who will be running the store. Mr. Foreman stated the support has been fantastic and he is very grateful for the support he has received from the Town.

Mr. Byrne stated it is great to see the bus station being utilized.

Mr. Byrne moved approval subject to all conditions as set forth.

SO VOTED (4-0)



## 12. Request: Common Victualler -Transfer

Emily Shea and Mark Ostow, Blue October LLC d/b/a Kick Stand Cafe,  
594 Massachusetts Avenue (former Carberry's/Jamn' Java)

Owners of the new Kick Stand Cafe stated they will be bringing some fresh ideas to the well-known spot. The new owners stated they were excited to move into the location and will continue to host the café's popular open mic events. The cafe will be closed for about two weeks during renovations. Mr. Curro moved approved subject to all conditions as set forth. SO VOTED (4-0)

## 13. CITIZENS OPEN FORUM

Except in unusual circumstances, any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established. It should be noted that there is a three minute time limit to present a concern or request.

Judith Phelps, 77 Oakland Avenue, appeared before the Board requesting the Town to set and order enforcement of a 2 hour parking limit on Wollaston Avenue in front of Park Avenue Congregation Church property and on the westerly side of Paul Revere Road from Park Avenue for a distance of 200 feet, from 6 a.m. to 6 p.m. weekdays and to provide the Handicapped Parking Space in front of the door to

the Sanctuary on Wollaston Avenue and in front of the door to the Parish Hall on Paul Revere Road.

The Board asked Mrs. Krepelka to refer said letter to TAC and Jack Jones, Director of Housing & Disability Programs, for review and recommendations. After said report is received to meet with the Parking Subcommittee.

SO VOTED (4-0)

## TRAFFIC RULES & ORDERS/OTHER BUSINESS

## 14. Presentation: Mass. Ave. (Lexington Line to Mill St.) Bike Accommodation Striping Plan

Mike Rademacher, Director of Public Works

A striping plan was presented to the Board by Director of Public Works Michael Rademacher. After conducting a feasibility study of the road and painstakingly measuring street widths periodically, a two-mile stretch of Mass. Avenue will be outfitted with bike striping and "sharrows". The painting plan east from the Heights, two-thirds of the way down Mass. Avenue, is not related to the Mass. Ave. Corridor Project, will include a mixture of bike lanes and road markings known as "sharrows" which are intended to encourage bikes and cars to share lanes.

Mr. Curro moved receipt of report.

SO VOTED (4-0)

## 15. Request: Residential Handicap Parking Sign @ 9-11 Milton Street

Mehmood Arshad

Mrs. Mahon moved approval subject to conditions as set forth.

SO VOTED (4-0)

## 16. Vote: Gray Street Recommendations

Richard G. Turcotte, Chair, Transportation Advisory Committee

Two areas of Gray Street were studied: east of Highland Avenue at Churchill Avenue and Valley Road, and west of Highland Avenue at Scituate Street, Mt. Vernon Street and Coolidge Road. After collecting data and observations, the TAC unanimously voted to recommend the following:

1. Install a crosswalk on Gray Street at the intersection with Mt. Vernon Street
2. Replace an existing 30 MPH Speed Limit sign with a 25 MPH Speed Advisory sign on Gray Street WB in advance of Churchill Avenue.
3. Take no action on the Gray Street crosswalk request at Churchill Avenue.
4. Take no immediate action on a Gray Street crosswalk at Valley Road

Sarah Hugenberger, 33 Walnut Street, a Brackett School parent, spoke in favor of all recommendations by TAC.

Mr. Byrne moved approval.

SO VOTED (4-0)

## 17. For Approval: Dahill Family Memorial

Alexander J. Salipante, Chair, Public Memorials Committee

The Board voted to designate the corner of Broadway and Allen Street in honor of the Dahill family which has a long history of serving in various wars through several generations.



Mrs. Mahon moved approval.

SO VOTED (4-0)

Claudia Dahill Hughes spoke on behalf of the Dahill family and thanked the Board for naming the intersection of Broadway and Allen Street, the Dahill Corner. She stated that when her family heard what was happening, it brought tears of joy to their eyes and they are very humbled by the Board's actions.

# 18. Discussion: Board Designee for E-Packet Assessment

Adam W. Chapdelaine, Town Manager

Mr. Chapdelaine asked the Board to appoint a member of the Board to be on the Committee. Mrs. Mahon moved that Mr. Greeley be the Board's designee.

SO VOTED (4-0)

# 19. For Approval: 'No Parking' Signs on Boulevard Road/Lafayette Street

Diane M. Mahon, Selectman

Mrs. Mahon requested that permanent changes be made to the Traffic Rules and Orders, Article V, Section 2, Schedule 1 (Parking).

Mr. Byrne stated he is concerned about changing a present Bylaw.

Mr. Curro moved approval.

SO VOTED (3-1)

Mr. Byrne voted in the negative.

# 20. Discussion: Long Range Planning

Daniel J. Dunn, Chair

Mr. Curro moved receipt of report.

SO VOTED (4-0)

## Correspondence Received

Andy Draudt

Bike Path @ Lake Street

Be Rec'd

68 Egerton Street

Mr. Curro moved to send to TAC and the ABAC. After said report is received by the Board, the Parking SubCommittee will meet and review.

SO VOTED (4-0)

Lisa Klaczyk

Handicap Parking Requirements

Be Rec'd

91 Fairmont Street

The Board moved to send to Jack Jones, Director of Housing & Disability Programs for review and comments.

SO VOTED (4-0)

Janice Dallas

Handicap Parking Requirements

Be Rec'd

63 Everett Street

The Board moved to send to Jack Jones, Director of Housing & Disability Programs for review and comments.

SO VOTED (4-0)

Senator Kenneth Donnelly

Mystic Valley Parkway @ Route 60

Be Rec'd

Fourth Middlesex District

Alice DeLuca, Chair

FY2014 Non-Member Towns Tuition Rates

Be Rec'd

Minuteman School Committee

Edward Bouquillon, PhD.

Superintendent-Director

Mrs. Mahon moved receipt of Correspondence Received.

SO VOTED (4-0)

## New Business

Town Manager Chapdelaine stated that the Town's first gun buyback event which took place on Saturday, September 28th, received 80 firearms. The firearms collected included several rifles, shotguns, pistols, ammunition and two assault rifles. The Arlington Police Department, Calvary Church United Methodist, Park Avenue Congregational Church, Trinity Baptist Church and First Parish Unitarian Universalist Church organized this Gun



Buyback event.

Town Manager Chapdelaine reported voters last November approved a ballot referendum that legalized marijuana for medical use, but left it to the State Health Department to use regulations that would implement the law. Those rules were released last May and the department has gone through a list of 180 applications for registered marijuana dispensaries to 135. At this time the Health Department did not receive any applications from Arlington.

Town Manager Chapdelaine announced that the Planning Department under the direction of Ted Fields was having an "Incubation Session- sowing the seeds for business growth in Arlington" on Wednesday October 16, 2013 from 10:00 a.m. - 12 Noon, to be held in the Selectmen's Hearing Room.

Town Manager Chapdelaine informed the Board that the search for Town Counsel is continuing and it has been narrowed down to ten candidates. When the committee has interview all candidates they will recommend four candidates to the Town Manager. Hopefully, we will have a new Town Counsel on staff in November.

Selectman Mahon asked the Town Manager if he could report back to the Board as to the status of the Salary Comprehensive Study.

Selectman Mahon asked the Town Manager when the letter to DCR will be sent. She stated she is very frustrated at this point and wants the Town's request for maintenance of the Greenway to be met.

Selectman Mahon reported that the Arlington High School Football Team is now 3-0. This weekend they beat Reading who had not lost a game to Arlington in five years. She congratulated the Coach and players.

Mr. Curro thanked Mrs. Krepelka and the Town Day Committee for another successful Town Day. Mr. Curro also thanked Mrs. Krepelka and the Uncle Sam Committee for their hard work in having The Uncle Sam Plaza Celebration. Mr. Curro reported that the ATED Booth is now waiting for bids to come in and hopefully will be constructed soon.

Mr. Curro stated that the Youth Health & Safety Coalition did not receive a grant this year. The Police Dept. has agreed to continue the pharmaceutical drop off at the Police Station. Mr. Curro also stated the alcohol compliance checks are funded through that grant.

Mr. Curro stated that on Sunday he attend the dedication of the Bill Shea Memorial Library at the new Thompson School. Mr. Curro stated it was a wonderful event, and he is grateful for the generosity of donors that contributed over \$100,000 to the "Books for Bill" fund.

Mr. Byrne stated that Mr. Curro, Mrs. Mahon, the Town Manager and Mrs. Krepelka attended the Annual Fire Department Retirement Party on Saturday night. It was a great night and the three firefighters and dispatcher will be sorely missed. He wishes them well in their retirement.

Mr. Byrne stated that St. Agnes School will be celebrating their 125th Anniversary and he will be asking that a Proclamation be presented in their honor.

Mr. Byrne also thanked Mrs. Krepelka, the Selectmen staff and Town Day Committee for another great Town Day. He attended Friday night's celebration and also Town Day. He feels at this time that this celebration is getting bigger and bigger each year, and it has become almost a full time project for the Selectmen staff. He would like to have an informal conversation with the Selectmen's staff and Town Manager to see what we can do different for next year.

Mrs. Mahon agreed with Mr. Byrne's suggestion and stated she realizes the work involved having been co-chair in the past and will help in anyway she can.



Mr. Dunn stated that on Monday, October 7th, at 6:00 p.m. there will be a Budget Revenue Task Force Meeting to be held in the Selectmen's Hearing Room. Mr. Dunn will review the Long Range Plan, Minuteman School Construction Project and the Town's Financial Future.

Mrs. Mahon moved to adjourn at 9:30 p.m.

SO VOTED (4-0)

A true record: Attest

Marie A. Krepelka  
Board Administrator

Next scheduled meeting of the BOS is October 7th.  
9-30-13

#### Agenda Item Documents Used

- 1 a. Minutes of Meetings: September 9, 2013 b. Request: Contractor/Drainlayer License McCarty Associates, Inc., 42 Jungle Road, Leominster, MA. Request: Contractor /Drainlayer License M. Ciulla, Inc., 3 Thornton Circle, Middleton, MA. Approval: Eye Mobile on Street @ 730 Massachusetts Avenue, 10/26/13 David B. Garrity, Arlington Lions Club. Request: One Day Beer & Wine License, 10/5 @ Robbins Library Reading Room for the Arlington International Film Festival and Friends of Robbins Library Ryan Livergood, Sally Naish, April Ranck and Vicki Rosef. Request: One Day Beer & Wine License, 10/18 @ Robbins Memorial Town Hall Auditorium for the 3rd Annual "Out on the Town Gala" to Support the Arlington Youth Counseling Center Christine Bongiorno, Arlington HHS Charitable Corp.h. For Approval: Existing Keno Agent, Outside Move from 152 to 148 Mass. Ave. Daggs Deli
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  - 12 Request: Common Victualler-Transfer - Emily Shea and Mark Ostwo, Blue October LLC d/b/a Kick Stand Café, 594 Mass. Avenue (former Carberry's Jamn' Java
  - 13 Citizens Open Forum
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  - 15 Request: Residential Handicap Parking Sign @ 9-11 Milton Street
  - 16 Vote: Gray Street Recommendations - Transportation Advisory Committee
  - 17 For Approval: Dahill Family Memorial = Public Memorials Committee
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  - 19 For Approval: 'No Parking' Signs on Boulevard Road/Lafayette Street
  - 20 Discussion: Long Range Planning
- Correspondence Received:
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  - 2 Lisa Klaczyk, 91 Fairmont Street, handicap parking requirements
  - 3 Janice Dallas, 63 Everett Street, handicap parking requirements
  - 4 Senator Kenneth Donnelly, Mystic Valley Parkway @ Route 60
  - 5 Alice DeLuca, Chair, Minuteman School Committee